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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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23353 7590 09/22/2008
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EXAMINER

CLEVELAND, MICHAEL B

ART UNIT

PAPER NUMBER

1792

MAIL DATE

DELIVERY MODE

09/22/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

The proposed After Final amendment will be entered upon filing of a proper Appeal Brief in support of a properly filed Notice of Appeal. All claims would remain rejected under the present grounds.

Response to Arguments

Applicant's arguments filed 9/11/2008 have been fully considered but they are not persuasive.

In response to applicant's arguments against the references individually regarding the process conditions, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986).

Applicant's arguments that neither Mullee '753 nor Vaarstra '165 teaches formula 1 or 3 is incorrect because '165 teaches tetramethyl ammonium hydroxide and tetramethyl ammonium fluoride (col. 6, lines 11-22), which meet formula 1 and 3, respectively.

Applicant's arguments that neither Mullee '753 nor Vaarstra '165 teaches formula 2 is not relevant to the rejections at issue because claims 8, 30 and 34 are rejected over Mullee '564.

Any inquiry concerning this communication should be directed to MICHAEL CLEVELAND at telephone number (571)272-1418.

Michael Cleveland
SPE
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/Michael Cleveland/

Supervisory Patent Examiner, Art Unit 1792